

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of

Amendment of Section 73.202(b))	
Table of Allotments)	MB Docket No. 05-282
FM Broadcast Stations)	RM - 11229
(Rockmart and Aragon, Georgia, and)	
Lynchburg and Chattanooga, Tennessee))	
)	

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DEC - 5 2005

Federal Communications Commission
Office of Secretary

To: Office of the Secretary
Attn: Assistant Chief, Audio Division
Media Bureau

COUNTERPROPOSAL

J. L. Brewer Broadcasting of Cleveland, LLC, licensee of Station WAYA(FM), Spring City, Tennessee, and J. L. Brewer Broadcasting, LLC, licensee of Station WMPZ(FM), Ringgold, Georgia, ("Brewer"), by its counsel, hereby submits its Counterproposal in the above referenced docket. Brewer proposes to (i) delete Channel 230C3 at Spring City, Tennessee, allot Channel 230C3 to Decatur, Tennessee as that community's first local service, and modify the license for Station WAYA(FM) accordingly, and (ii) delete Channel 229A at Ringgold, Georgia, allot Channel 228A to Harrison, Tennessee as that community's first local service, and modify the license for Station WMPZ(FM) accordingly. This proposal also involves changes to Station WLJA-FM, Ellijay, Georgia, and WROQ(FM), Anderson, South Carolina, as discussed in more detail herein. If this Petition is granted, Brewer will file applications for Channel 230C3 at Decatur and Channel 228A at Harrison and construct the facilities as authorized. The following table summarizes the changes requested in this Petition:

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List A B C D E

City	Channel	
	Existing	Proposed
Spring City, Tennessee	230C3	-- ¹
Decatur, Tennessee	--	230C3
Ringgold, Georgia	229A, 270A	270A
Harrison, Tennessee	--	228A
Ellijay, Georgia	228A	266A
Anderson, South Carolina	266C0, 297C	266C1, 297C

I. PRELIMINARY MATTERS.

1. As an initial matter, the proposal filed by Women's World Broadcasting, Inc. ("WWB") is defective and must be dismissed. Specifically, WWB's proposal for Channel 296C1 at Aragon, Georgia violates Section 73.315 of the Commission's Rules because it does not provide the required line-of-sight to the community of Aragon due to intervening terrain. As demonstrated in the Technical Report, this terrain obstacle prohibits the provision of a 70 dBu signal to Aragon. *See* Exhibit E5.

2. As indicated in the attached Technical Report, this proposal conflicts with the *NPRM* proposal to allot Channel 230A to Lynchburg, Tennessee, due to the proposed allotment of Channel 230C3 at Decatur, Tennessee. The Commission should favor first local services at Decatur, Tennessee (2000 U.S. Census pop. 1,395) and Harrison, Tennessee (2000 U.S. Census pop. 7,630) over a first local service to Aragon, Georgia (2000 U.S. Census pop. 1,039) under its FM priorities. *See Revision of FM Assignment Policies and Procedures*, 90 FCC 2d 88 (1982) ("*FM Assignment Policies*"). When mutually exclusive proposals are evaluated under priority (3), the Commission favors the community with the largest population. *See Blanchard, Louisiana and Stephens, Arkansas*, 10 FCC Rcd 9828 (1995). In this case, Decatur and Harrison are individually and collectively larger than Aragon.

¹ Station WXQK(AM) will remained licensed to Spring City, Tennessee.

II. STATION WAYA(FM), SPRING CITY TO DECATUR, TENNESSEE

3. As demonstrated in the Technical Report, Channel 230C3 can be allotted to Decatur at the coordinates of 35-23-27 North Latitude, 84-52-27 West Longitude consistent with Section 73.207 the Commission's Rules with respect to all existing and proposed allotments and facilities provided that a change is made at Ringgold, Georgia. *See* Exhibit E1A. That change, and the other modifications it requires in turn, will be discussed below. A 70 dBu signal can be provided to Decatur from the proposed reference coordinates. *See* Exhibit E1B. The relocation of WAYA(FM) from Spring City to Decatur will result in a predicted net gain in population of 28,591 persons within the proposed WAYA(FM) 60 dBu contour. *See* Exhibit E1D. The loss area will continue to receive at least 5 other aural services and will thus remain well served. *See* Exhibit E1E.

4. In *Amendment of the Commission's Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License ("Community of License")*, 4 FCC Rcd 4870 (1989), *recon. granted in part*, 5 FCC Rcd 7094 (1990), the Commission stated that in order to grant a change in community of license: (1) the proposed use of the channel must be mutually exclusive with its current use; (2) the existing community of license must retain local service; and (3) the proposed arrangement of allotments must be preferred over the existing arrangement under the Commission's allotment priorities. Here, the proposed allotment of Channel 230C3 at Decatur is mutually exclusive with the current allotment of Channel 230C3 at Spring City. *See* Exhibit E1A. Spring City will retain existing local service, because Station WXQK(AM) will remained licensed there. Finally, the provision of a first local service to Decatur, Tennessee (2000 U.S. Census pop. 1,395) under Priority 3 will result in a preferential arrangement of allotments over the retention of a second local service at Spring City (2000 U.S. Census pop. 2,025) under Priority 4. *See FM Assignment Policies, supra.*

5. Neither Spring City nor Decatur are located in an urbanized area and the proposed 70 dBu contour of Station WAYA(FM) will not cover more than 50% of any urbanized area. Therefore, this relocation does not implicate the Commission's policy concerning the migration of stations from rural areas to urban areas. *See Faye and Richard Tuck*, 3 FCC Rcd 5374 (1988) ("*Tuck*").

6. The Town of Decatur, Tennessee, located in Meigs County, is a community for allotment purposes. Decatur is an incorporated town listed in the 2000 U.S. Census with a population of 1,395 persons. Therefore, Decatur is presumed to have the status of a community for allotment purposes. *See Arnold and Columbia, California*, 7 FCC Rcd 6302, ¶ 12 (1992). The United States Postal Service associates the zip code 37322 with Decatur and operates an office in the town. Decatur has several businesses, churches, a town government, a library, police and fire departments, and various other community indicia. *See Exhibit 1*.

7. The Town of Decatur was named in honor of American naval war hero Stephen Decatur. According to Carrie Davis, the Decatur Town Recorder, the town was incorporated in 1905. The Decatur government is composed of an elected mayor and a six member Board of Alderman who each serve staggered four-year terms. Decatur also has a public works department, and the town provides fire and police protection, water and sewer services, and street maintenance. The Meigs County Library system operates a branch in Decatur. The Meigs County School District provides public school education to the residents of the town. The Decatur Middle School and Decatur High School are located within the city limits. Decatur is the county seat for Meigs County, and the county has several departments and offices located in Decatur including County Clerk, Economic Development, Assessor, Circuit Court, Health Department, Maintenance Center and Superintendent of Schools. The Decatur Chamber of Commerce is located in the town. Some of the businesses located in Decatur include Decatur

Plastic, Inc., Decatur Plumbing and Electric Supply, Decatur Quilting, Wade's Ace Hardware, Valley Mart, Bubba's Anvil Works, Second Hand Rose, Pappa's Pizza to Go and Southeast Bank & Trust. The churches located in Decatur include Decatur United Methodist Church, First Baptist Church of Decatur, Bethsadia Baptist Church and Big Spring Church of Christ. *See* Exhibit 1.

III. STATION WMPZ(FM), RINGGOLD, GEORGIA TO HARRISON, TENNESSEE

8. In order to allot Channel 230C3 to Decatur, Station WMPZ(FM), Ringgold, must change its channel from 229A to 228A and relocate to Harrison, Tennessee as that community's first local service. As demonstrated in the Technical Report, Channel 228A can be allotted to Harrison at the coordinates of 35-07-06 North Latitude, 85-14-29 West Longitude consistent with Section 73.207 the Commission's Rules with respect to all existing and proposed allotments and facilities provided that a channel change is made at Ellijay, Georgia. *See* Exhibit E2A. That change, and the other modifications they require in turn, will be discussed below. A 70 dBu signal can be provided to Harrison from the proposed reference coordinates. *See* Exhibit E2B. The relocation of WMPZ(FM) from Ringgold to Harrison will result in a predicted net loss in population of 16,257 persons within the proposed WMPZ(FM) 60 dBu contour. *See* Exhibit E2D. The loss area will continue to receive at least 5 other aural services and will thus remain well served. *See* Exhibit E2E.

9. The relocation of WMPZ(FM) from Ringgold to Harrison complies with the Commission's policy in *Community of License, supra*. Here, the proposed allotment of Channel 228A at Harrison is mutually exclusive with the current allotment of Channel 229A at Ringgold. *See* Exhibit E2A. Ringgold will retain existing local service, because Station WTUN(FM) will remained licensed there. Finally, the provision of a first local service to Harrison, Tennessee (2000 U.S. Census pop. 7,630) under Priority 3 will result in a preferential arrangement of

allotments over the retention of a second local service at Ringgold, Georgia (2000 U.S. Census pop. 2,422) under Priority 4. *See FM Assignment Policies, supra.*

10. Both Ringgold and Harrison are located in the Chattanooga, Tennessee Urbanized Area. Therefore, this relocation does not implicate the Commission's policy concerning the migration of stations from rural areas to urban areas. *See e.g., Ardmore, Alabama, et. al.*, 17 FCC Rcd 16332 (2002), *petition for reconsideration denied* 18 FCC Rcd 6390 (2003) (the Commission stated that its concern with migration to Urbanized Areas is lessened by the fact that a reallocation proposal involves reallocating a channel from one community in an Urbanized Area to another community in same Urbanized Area); *Faye and Richard Tuck*, 3 FCC Rcd 5374 (1988) ("*Tuck*") Nevertheless, a *Tuck* showing is provided.

11. Under *Tuck*, in making the determination whether to award an urbanized community a first local service preference, the Commission will consider (1) the extent to which the station will provide service to the entire Urbanized Area, (2) the relative populations and proximity of the suburban and central city, and, most importantly, (3) the independence of the suburban community. *Tuck*, 3 FCC Rcd at 5377-78. In this case, from the proposed transmitter site, WMPZ(FM) would place a 70 dBu contour over 68% of the Chattanooga, Tennessee Urbanized Area. Harrison's population (2000 U.S. Census 7,630) is 5% of that of Chattanooga (2000 U.S. Census 155,554) and Harrison is located 18 kilometers from Chattanooga. These figures are similar to those of other suburban communities granted a first local preference. *See e.g., Park City, Montana*, 19 FCC Rcd 2092, 2094 (2004) (Park City's population is less than 1% of that of Billings, and Park City is located 21 miles from Billings); *Ada, Newcastle and Watonga, Oklahoma*, 11 FCC Rcd 16896, 16899 (1996) (Newcastle's population is less than 1% of that of Oklahoma City, and Newcastle is located 15 miles from Oklahoma City). Nevertheless, the Commission has repeatedly stated that these factors are less important than

evidence of independence. *See Headland, supra.* The following analysis of the eight *Tuck* factors demonstrates the independence of Harrison from Chattanooga.

(1) ***Extent to which the residents of Harrison work in Harrison.*** As shown in Exhibit 2, there are approximately 100 businesses and commercial establishments located in Harrison. These employers provide ample opportunities for Harrison residents to be employed in Harrison and not in Chattanooga. This alleviates any concerns that Harrison is dependent on Chattanooga for the employment of its residents. *See Lebanon and Speedway, Indiana*, 17 FCC Rcd 25064, 25065 (2002).

(2) ***Newspapers and other media that cover Harrison's local needs and interests.*** There are a number of radio stations located near Harrison (and not licensed to Chattanooga) where the residents of Harrison can obtain local information. These stations include WJTT(AM), Red Bank, WGOW-FM, Soddy Daisy, WKXJ(FM), Signal Mountain, and WTRZ-FM, Walden.² Also, the Hamilton County Herald and the Signal Mountain Mirror provide coverage of local news and events in Harrison.

(3) ***Community leaders and residents perceive Harrison as being separate from Chattanooga.*** Harrison is named for President William Henry Harrison. Harrison's independence is demonstrated by the numerous community organizations located in Harrison that have Harrison in their name. These include the Harrison Ruritan Club, which was organized in 1952 and currently has over 110 members. The purpose of the Ruritan Club is to provide fellowship, goodwill, and community service to the community of Harrison. The community of Harrison is also home to the Harrison Masonic Lodge and the Harrison Recreation Association. Harrison is also known as a tourist destination because the Harrison Bay State Park is located in Harrison. *See Exhibit 2.*

² The licensee of WTRZ-FM has filed an application to move to Walden pursuant to MM Docket No. 01-62.

Wanda Tucker, a resident of Harrison and owner of BT Heating and Cooling states that “we have lived in Harrison for 29 years and our business is run out of our home. Harrison is a great place to live and work. The residents of this community are like no others.” Michele Chattin, a resident of Harrison for 30 years states that “I have lived in Harrison my whole life. I have a deep tie to this community. My family attends New Bethel Baptist Church where I am the secretary of our AWANA club. We feel we are a part of an extended group of family and friends.” Attached as Exhibit 2 are statements from other Harrison residents and business owners who believe that Harrison is separate from Chattanooga.

(4) *Harrison is home to governmental organizations.* Even though Harrison is a CDP, it is home to a number of local governmental organizations. These include the Highway 58 Volunteer Fire Department, Harrison Bay State Park (which is administered by the state of Tennessee), Harrison Elementary School, Central High School, Brown Middle School, and Skull Island and Wolftever Dock (which are administered by the Tennessee Valley Authority). Harrison is also home to the Harrison Bay Vocational Center. The U.S. Postal Service also operates an office in Harrison. *See Exhibit 2.*

(5) *Harrison has one zip code and a post office.* The zip code assigned to Harrison is 37341 and the U.S. Postal Service operates an office in Harrison at 6301 Highway 58. *See Exhibit 2.*

(6) *Harrison has its own commercial establishments, health care providers, and transportation.* Harrison is home to a variety of businesses and commercial establishments. A number of local businesses identify with the community by using “Harrison” in their name, including Harrison Barber & Styling, Harrison Bay Food Mart, Harrison Heating & Cooling, Harrison Medical Center, Harrison Mini Storage, Harrison Super Wash, and Harrison Recreational League. Restaurants in Harrison include Burgers Plus, Dockside Café, Domino’s

Pizza, Ken's BBQ, Reni's Diner, Sweeney's Pit BBQ, Sydney's On the River, and Two Pigs BBQ. Other businesses in Harrison include Family Dollar Store, Elegant Designs, Brass Ring, Hyde's Automotive, Les' Used Cars, Computer Visions, Keeney Plumbing, Davis Construction, Bayside Child Development Center, Daugherty Tom Insurance, and Popes Upholstery. See Exhibit 2.

Harrison is home to the Harrison Medical Center and a number of doctors, dentists, and veterinarians. There are several churches located in Harrison, including Harrison First Baptist Church, Harrison United Methodist Church, Harrison Seventh Day Adventist Church, Bayside Baptist Church, Lakeway Baptist Church, Ware Branch Church of Christ, and Hillcrest Baptist Church. Harrison is also home to the Bear Trace Golf Course. Hamilton County provides a rural transportation service called "Flexride" in the Harrison area. See Exhibit 2.

(7) *Harrison is a separate and distinct advertising market from Chattanooga.* As discussed above, the businesses of Harrison can advertise on a number of local radio stations (that are not licensed to Chattanooga) and in the Hamilton County Herald and Signal Mountain Mirror.

(8) *Harrison has schools, fire protection, and municipal services.* Hamilton County administers the schools in Harrison, which include Harrison Elementary School, Central High School, and Brown Middle School. The Highway 58 Volunteer Fire Department is located in Harrison and provide fire protection services in Harrison. Harrison's electricity is provided by the Volunteer Electric Cooperative and its other utilities are provided by the Savannah Valley Utility District both of which are independent of Chattanooga. See Exhibit 2.

IV. STATION WLJA-FM, ELLIJAY, GEORGIA

12. In order to allot Channel 228A to Harrison, Station WLJA-FM, Ellijay, Georgia, must change from Channel 228A to Channel 266A. Channel 266A can be allotted to Ellijay at

the station's current coordinates in compliance with the Commission's spacing rules provided that a change is made at Anderson, South Carolina. *See* Exhibit E3. This change will be discussed below. Because there will be no change in facilities, a 70 dBu signal will continue to be provided to Ellijay from the proposed reference coordinates. Brewer requests that the Commission issue an Order to Show Cause to Tri-State Communications, Inc., the licensee of Station WLJA-FM, to show why its channel should not be changed at its current site. Brewer hereby states that they will reimburse Tri-State, the licensee, for its reasonable expenses in changing channels in accordance with *Circleville, Ohio*, 8 FCC 2d 159 (1967). Thus, this proposal complies with the Commission's policy in *Columbus, Nebraska*, 59 RR 2d 1185 (1986).

V. STATION WROQ(FM), ANDERSON, SOUTH CAROLINA

13. In order to allot Channel 266A to Ellijay, Station WROQ(FM), Anderson, South Carolina, must downgrade from Channel 266C0 to Channel 266C1. Channel 266C1 can be allotted to Anderson at the station's current coordinates in compliance with the Commission's spacing rules. *See* Exhibit E4. A 70 dBu signal will continue to be provided to Anderson from the proposed reference coordinates. *See* Exhibit E4B. Brewer has entered into an agreement with the licensee of WROQ(FM), Entercom Greenville License, LLC, regarding the change and Entercom's consent to the downgrade is attached hereto in Exhibit 3. Brewer hereby states that it will reimburse Entercom for its expenses in making the change to its station.

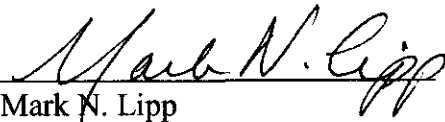
VI. CONCLUSION

Grant of this Counterproposal is in the public interest because it will provide new first local services at Decatur and Harrison, Tennessee and will provide a net population of 12,334 with an additional aural service. All communities will retain local service, and all loss areas will remain well served. Brewer is confident that the changes can be implemented smoothly with a minimum of disruption. Accordingly, the Commission should grant this Counterproposal.

Respectfully submitted,

J. L. BREWER BROADCASTING OF
CLEVELAND, LLC

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December 5, 2005

Their Counsel

**TECHNICAL REPORT
IN SUPPORT OF A COUNTERPROPOSAL
AND COMMENTS
MB DOCKET NO. 05-282**

This technical report was developed in support of a counterproposal and comments in response to MB Docket No. 05-282. The proposal seeks a change in community of license for station WAYA on 230C3 at Spring City, TN to 230C3 at Decatur, TN. In order to accommodate this change, a change in channel and city of license for station WMPZ on 229A at Ringgold, GA to 228A at Harrison, TN are proposed as well as a substitution of channel 266A for station WLJA-FM's 228A at Ellijay, GA at its currently licensed site and a declass of station WROQ on 266C0 to 266C1 at its licensed site. The WAYA 230C3 proposal is in conflict with the proposed Lynchburg, TN 230A substitution proposed in MB Docket No. 05-282.

Summary of Proposed Changes

Community	Affected Station	Present	Proposed
Spring City, TN	WAYA	230C3	-----
Decatur, TN	WAYA	-----	230C3
Ringgold, GA	WMPZ	229A, 270A	270A
Harrison, TN	WMPZ	----	228A
Ellijay, GA	WLJA-FM	228A	266A
Anderson, SC	WROQ	266C0, 297C	266C1, 297C

A. Reallocation of WAYA to Decatur, TN on 230C3 as a First Aural Service:

The reallocation of WAYA on 230C3 from Spring City to Decatur, TN (1,395) as a first local service is proposed at coordinates:

N 35-23-27 W 84-52-27.

Spring City will continue to receive service from station WXQK on 970 kHz operating with .5 kW daytime and .024 kW at night.

A channel study is included as Exhibit E1A. In order to eliminate the short-spacing to WMPZ on 229A, the substitution of channel 228A for WMPZ's 229A and its reallocation to Harrison, TN are proposed herein. The WAYA -Decatur proposal is short-spaced to the proposed substitution of channel 230A for 296A at Lynchburg, TN that is required to accommodate the 296C1 Aragon, GA proposal in MB Docket No. 05-282. It is also evident from the channel study that the proposed WAYA 230C3 allocation at Decatur, TN is mutually exclusive with the licensed WAYA 230C3 facility.

Exhibit E1B demonstrates the proposed 230C3 allocation's uniform 23.2 km 70 dBu contour encompasses the entire community of Decatur, and Exhibit E1C shows that line of sight may be obtained from the proposed allocation point to the Decatur reference point.

WAYA Gain-Loss:

The proposed WAYA Decatur, TN 230C3 allocation will serve a population of 253,793 and an area of 4,803 sq km. This represents a population gain of 82,022 in an area of 1,625.6 sq km. The loss area includes a population of 53,431 in an area of 1,625.6 sq km yielding a net population gain is 28,591 (+16.6%). The data was determined using uniform 39.1 km 60 dBu contours for the existing and proposed facility. The gain and

loss areas are plotted on Exhibit E1D, and Exhibit E1E demonstrates that the gain and loss areas receive at least five (5) fulltime FM services. This study is based on uniform, maximum 60 dBu radii for all Class A, C3, C2 and C1 commercial FM stations, calculated uniform radii for the actual ERP and HAAT for Class C0 and C stations and actual 60 dBu predicted contours for noncommercial stations.

Exhibit E1F demonstrates that the proposed WAYA uniform 70 dBu contour will encompass 41% of the Cleveland, TN Urbanized Area.

B. Reallocation of WMPZ on 228A to Harrison, TN as a First Aural Service:

The substitution of channel 228A for 229A for station WMPZ is required to accommodate the proposed Decatur 230C3 allocation. It is also proposed to reallocate WMPZ from Ringgold, GA to Harrison, TN (7,630) on 228A as a first local aural service at coordinates:

N 35-07-06 W 85-14-29.

Ringgold, GA will continue to receive service from station WTUN on channel 270A.

A channel study is included as Exhibit E2A. It is noted that a substitution of channel 266A for WLJA-FM's 228A at Ellijay, GA and the declass of station WROQ from 266C0 to 266C1 are required for the implementation of this proposal. It is noted that WHRP on 227C1 at Tullahoma, TN was deleted as a final Report and Order in MB Docket No. 03-244. It is also evident from the channel study that the proposed WMPZ 228A allocation at Harrison, TN is mutually exclusive with the licensed WMPZ 229A facility.

Exhibit E2B demonstrates the proposed 228A uniform maximum class A (16.2

km) 70 dBu contour encompasses the entire community of Harrison, TN, and Exhibit E2C shows that line of sight may be obtained from the proposed allocation point to the Harrison reference point.¹

WMPZ Gain-Loss:

The proposed WMPZ Harrison, TN 228A allocation will serve a population of 399,987 and an area of 2,516 sq km. This represents a population gain of 92,989 in an area of 1,393.8 sq km. The loss area includes a population of 109,246 in an area of 1393.8 sq km yielding a net population loss of 16,257. The data was determined using uniform 28.3 km 60 dBu contours for the existing and proposed facility.

The gain and loss areas are plotted on Exhibit E2D, and Exhibit E2E demonstrates that the gain and loss areas receive at least seven (7) fulltime FM services. A number of stations were omitted for clarity. This study is based on uniform, maximum 60 dBu radii for all Class A, C3, C2 and C1 commercial FM stations, calculated uniform radii for the actual ERP and HAAT for Class C0 and C stations and actual 60 dBu predicted contours for noncommercial stations.

Exhibit E2F demonstrates that the proposed WMPZ 228A uniform 70 dBu contour will encompass 68.5% of the Chattanooga, TN- GA Urbanized Area.

C. WLJA-FM 266A Substitution:

The substitution of channel 266A for 228A at the licensed site of station WLJA-FM at Ellijay, GA is required to clear the proposed WMPZ 228A substitution. A channel

¹ It is the proponent's intent to locate WMPZ on an existing owned tower (ASR#1042155) from which a standard FCC predicted 70 dBu based on actual terrain will place a 70 dBu contour over all of Harrison in accordance with the Commission's policy enunciated in Woodstock and Broadway, Virginia, 3 FCC Rcd 6398 (1988). Clearly, the tower has FAA approval, and the proponent has access to the tower based on ownership. The terrain based 70 dBu is depicted in E2B and a height above average terrain study based on eight uniform spaced radials from the existing tower (N35-07-33 W 85-17-25) is included as E2B1. Channel 228A is also fully spaced at the tower site based on the substitutions proposed herein.

study is included as Exhibit E3 demonstrating that channel 266A meets all Commission spacing requirements when station WROQ on 266C0 is declassified to 266C1. No 70 dBu or line of sight exhibits are included since the station's licensed site is utilized. It is also noted that the existing WLJA-FM facility is short-spaced to WMPZ on 229A (8.6 km) and to WKZX-FM at Lenoir, TN on 228A (.58 km). The 266A substitution and WMPZ move will provide the additional allocation benefit of eliminating both short-spacings.

D. WROQ 266C1 Declass:

The declass of WROQ at its licensed site from 266C0 to 266C1 is proposed herein with the licensee's consent. WROQ is a grandfathered short-spaced station, and the proposed declass will decrease existing short-spacing to WSSL-FM (79.24 km to 77.24 km), WWDM (59.59 km to 48.58 km) and eliminates a 1.15 km short-spacing to WPZS. A channel study is included as Exhibit E4A. Exhibit E4A demonstrates 70 dBu coverage of Anderson, SC and E4C demonstrates line of sight to that community. It is noted that only a two (2) meter reduction in HAAT is required to implement the downgrade.

E. Analysis of Aragon, GA 296C1 Proposal:

An analysis of the channel 296C1 Aragon, GA proposal in MB Docket No. 05-282 indicates that there is a terrain blockage from the allocation site to the Aragon community reference point (N 34-02-43 W 85-03-22). Utilizing the V-Soft three (3) second terrain database and a 1000 ft tower, it was determined that there are three obstacles to the 296C1 line of sight (see E5). The largest of these is at least 37 meters in height. Even the use of a 2000 ft tower does not eliminate the blockage.

Summary and Conclusion:

This proposal will result in two new first local aural services to Decatur, TN (1,395) and Harrison, TN (7,630). There is a net population gain of 12,334 resulting from the proposal as a whole. The gain and loss areas will continue to be well served with five or more fulltime aural services, and three shorts-spacings will be eliminated and two others reduced by the changes proposed herein. It is concluded that the proposed changes comply with Commission allocations rules and policies.



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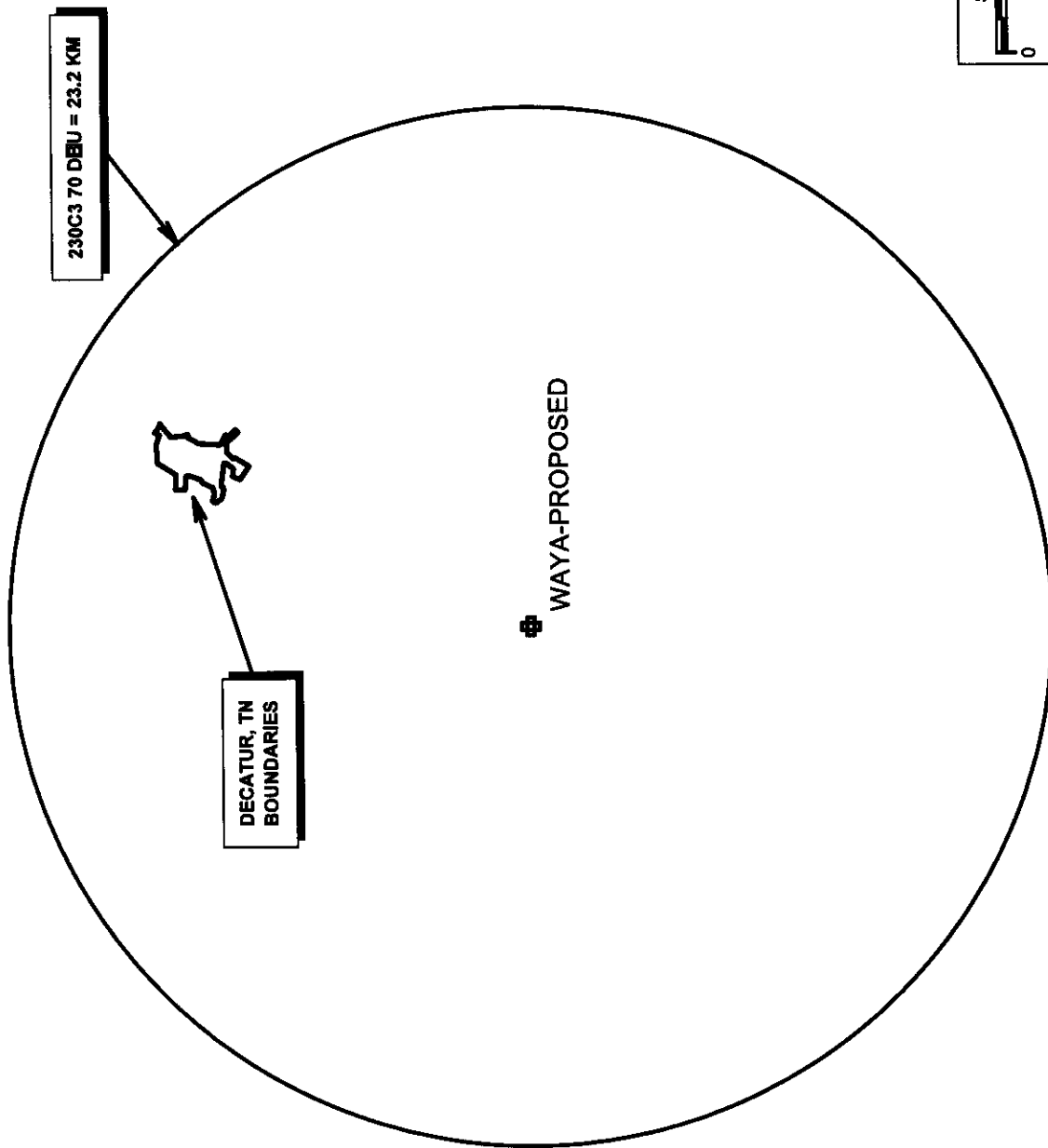
EXHIBIT E1A
WAYA 230C3
DECATUR, TN CHANNEL STUDY

REFERENCE		DISPLAY DATES
35 23 27 N.	CLASS = C3	DATA 12-02-05
84 52 27 W.	Current Spacings	SEARCH 12-03-05
----- Channel 230 - 93.9 MHz -----		

Call	Channel	Location		Azi	Dist	FCC	Margin
WAYA	LIC-N 230C3	Spring City	TN	42.4	21.03	153.0	-131.97(1)
(1) Note mutual exclusivity with licensed WAYA facility.							
WMPZ	LIC-N 229A	Ringgold	GA	206.3	61.21	89.0	-27.79(2)
(2) Substitution of channel 228A proposed herein.							
RADD	ADD 230A	Lynchburg	TN	269.2	128.53	142.0	-13.47(3)
(3) Point of conflict with MB Docket NO. 05-282							
WBXE	LIC-N 229C3	Baxter	TN	331.4	100.52	99.0	1.52
WJTT	LIC 232A	Red Bank	TN	232.2	47.94	42.0	5.94
WSTR	LIC 231C	Smyrna	GA	164.6	187.57	176.0	11.57
RDEL	DEL 231C	Smyrna	GA	164.6	187.57	176.0	11.57
WSEK	LIC 230C2	Burnside	KY	10.6	199.17	177.0	22.17
RADD	ADD 231C0	Smyrna	GA	164.6	187.57	163.0	24.57
WKZXFM	LIC-N 228A	Lenoir City	TN	60.3	72.29	42.0	30.29
WFBCFM	LIC 229C	Greenville	SC	97.9	208.67	176.0	32.67
WLJAFM	LIC-N 228A	Ellijay	GA	156.3	81.72	42.0	39.72
WNFZ.A	APP-Z 232C3	Oak Ridge	TN	50.2	86.51	43.0	43.51
WNFZ	LIC 232A	Oak Ridge	TN	50.2	86.51	42.0	44.51
WYYU	LIC 283A	Dalton	GA	181.7	62.43	12.0	50.43
WNFZ	RSV 232C3	Oak Ridge	TN	32.2	95.52	43.0	52.52
AL233	VAC 233A	Calhoun	GA	178.1	95.55	42.0	53.55
WHRP	LIC 227C1	Tullahoma	TN	254.3	142.79	76.0	66.79
WSGM	LIC-D 284A	Coalmont	TN	261.2	79.14	12.0	67.14
AL231	RSV 231A	Gurley	AL	244.6	165.47	89.0	76.47
WMKK	LIC 231A	Morristown	TN	55.7	167.42	89.0	78.42
WXQW	LIC-Z 231A	Meridianville	AL	244.8	167.72	89.0	78.72
WXQW.A	APP 231A	Gurley	AL	242.6	169.21	89.0	80.21
WXQW.A	APP 231A	Gurley	AL	242.6	169.23	89.0	80.23

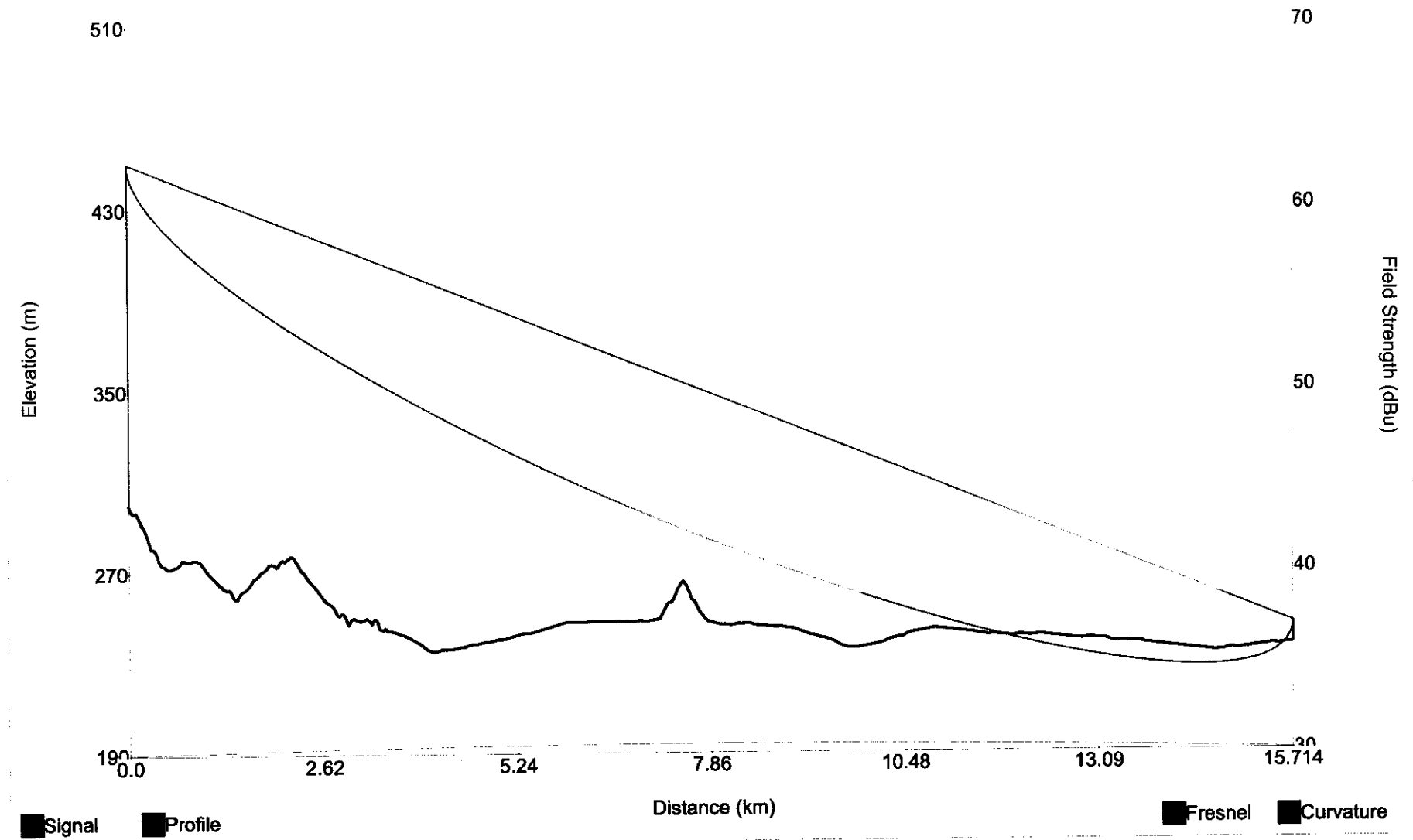
(C) CHARLES M. ANDERSON ASSOCIATES

E1B WAYA DECATUR
70 DBU COVERAGE



E1C WAYA 230C3 - DECATUR LINE OF SIGHT

Earths Curvature = 1.33



Starting Latitude: 35-23-27 N
Starting Longitude: 084-52-27 W

End Latitude: 35-30-53 N
End Longitude: 084-47-25 W

Distance: 15.713840214 km
Bearing: 28.966 deg

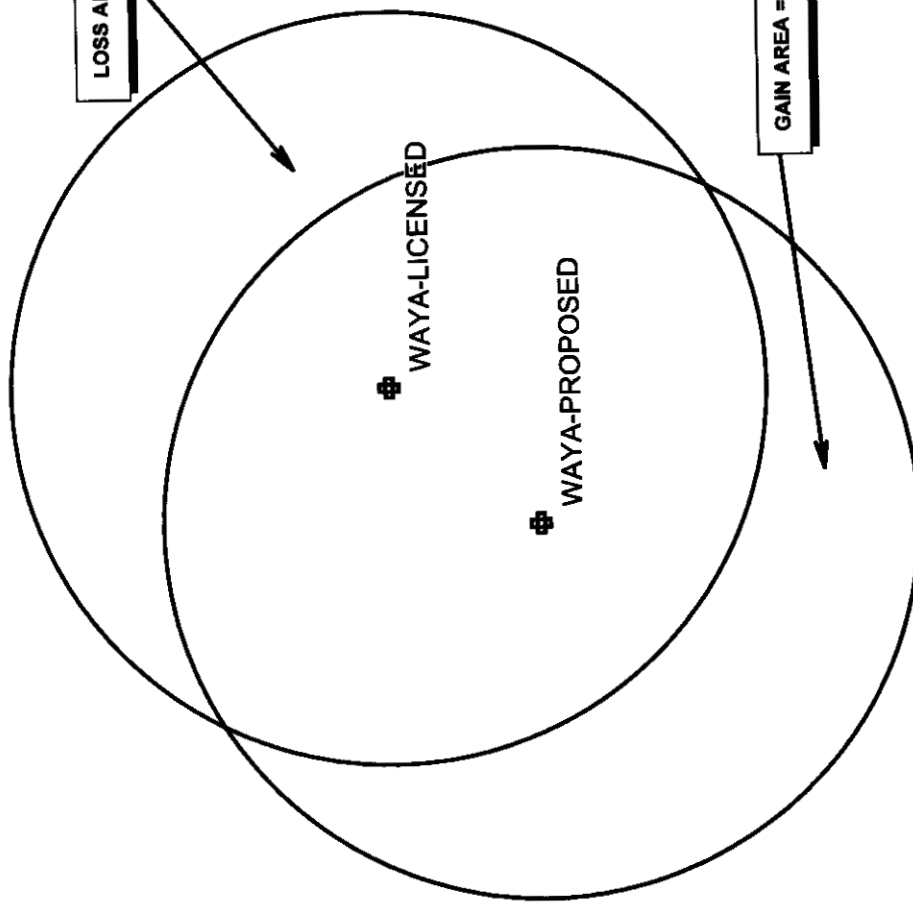
Transmitter Height (AG) = 150.0 m
Receiver Height (AG) = 9.1 m

Transmitter Elevation = 300.1 m
Receiver Elevation = 236.5 m

Frequency = 93.9 MHz
Fresnel Zone: 0.6

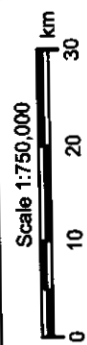
(C) CHARLES M. ANDERSON ASSOCIATES

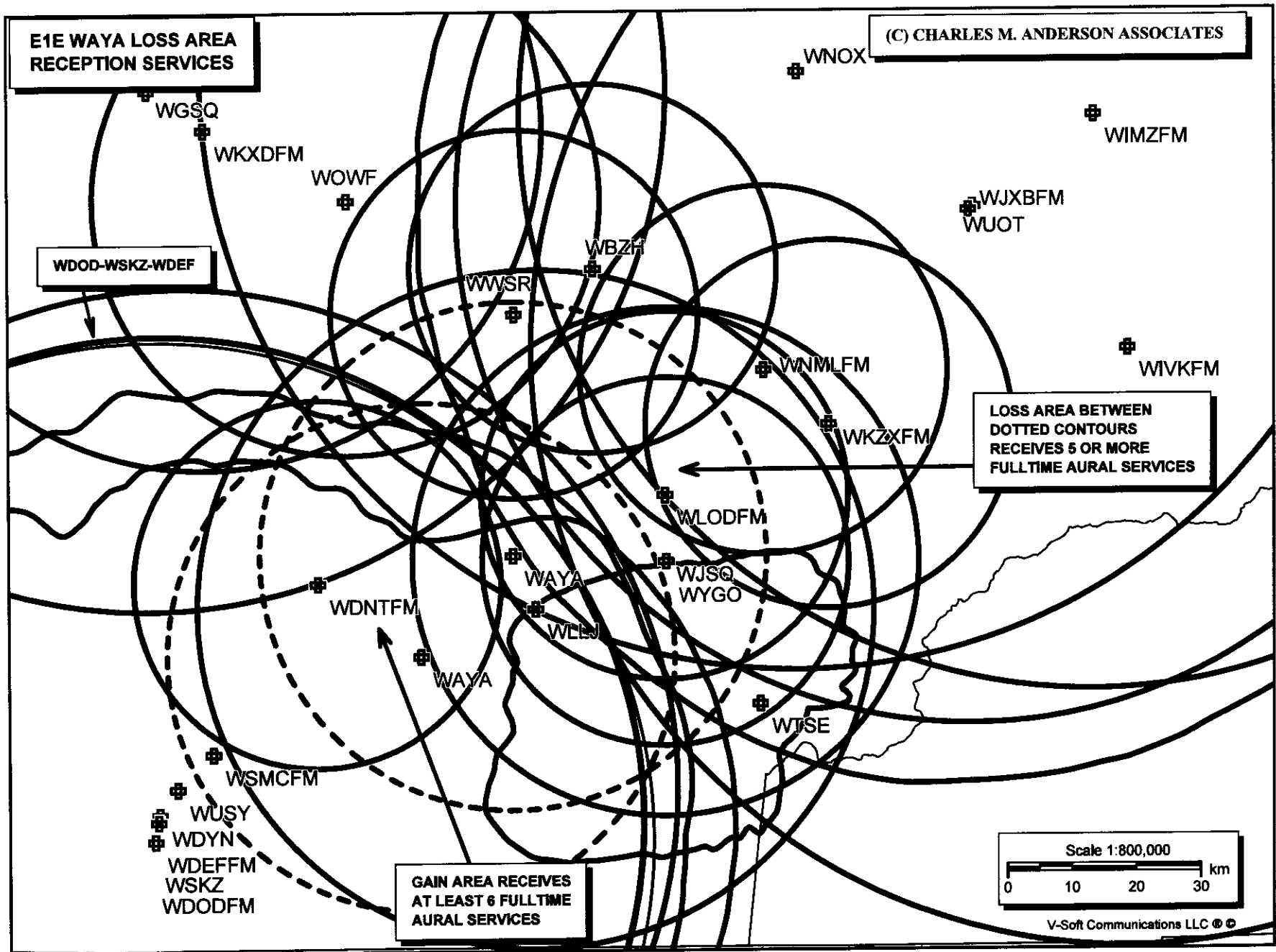
E1D WAYA GAIN-LOSS



LOSS AREA = 53,431/1,625.64 SQ KM

GAIN AREA = 82,022/ 1,625.64 SQ KM





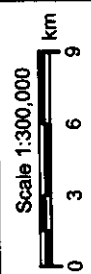
(C) CHARLES M. ANDERSON ASSOCIATES

**E1F WAYA
CLEVELAND, TN
URBANIZED AREA
COVERAGE = 41%**

**Latitude: 35-23-27 N
Longitude: 084-52-27 W
ERP: 25.00 kW
Channel: 230
Frequency: 93.9 MHz**

WAYA

**WAYA PROPOSED 230C3
AT DECATUR, TN
UNIFORM 70 DBU (23.2 KM)
COVERS 41% OF CLEVELAND
URBANIZED AREA**



V-Soft Communications LLC ©

**E2A WMPZ 228A CHANNEL STUDY
AT PROPOSED ALLOCATION SITE**

REFERENCE		DISPLAY DATES
35 07 06 N.	CLASS = A	DATA 12-03-05
85 14 29 W.	Current Spacings	SEARCH 12-04-05
----- Channel 228 - 93.5 MHz -----		

Call	Channel	Location	Azi	Dist	FCC	Margin
WMPZ	LIC-N 229A	Ringgold	GA 165.6	25.46	71.5	-46.04(1)

(1) Note mutually exclusivity with licensed facility.

WLJAFM	LIC-N 228A	Ellijay	GA 123.8	80.04	114.5	-34.46(2)
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(2) Substitution of channel 266A proposed herein.

WHRP	LIC	227C1	Tullahoma	TN 265.2	104.36	132.5	-28.14(3)
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(3) Protection not required. Reallocated to New Market, TN by final Report and Order in MB Docket No. 03-44. Note outstanding construction permit for New Market below.

WOCE	LIC	226A	Benton	TN 94.7	31.61	30.5	1.11
WRZXFM	LIC-N	228A	Lenoir City	TN 55.3	116.70	114.5	2.20
RADD		230C3	Decatur	TN 47.6	45.06	41.5	3.56(4)

(4) Decatur 230C3 proposed herein.

AL227	RSV	227C2	New Market	AL 255.6	111.90	105.5	6.40
WAYA	LIC-N	230C3	Spring City	TN 45.9	66.03	41.5	24.53
WHRP.C	CP -Z	227C2	New Market	AL 254.5	131.93	105.5	26.43
WCLEFM	LIC-Z	281A	Calhoun	TN 65.6	40.10	9.5	30.60
WBXE	LIC-N	229C3	Baxter	TN 352.7	119.24	88.5	30.74
RADD	ADD	230A	Lynchburg	TN 286.5	99.17	30.5	68.67
WFBCFM	LIC	229C	Greenville	SC 89.4	240.18	164.5	75.68
RDEL	DEL	231C	Smyrna	GA 150.9	172.18	94.5	77.68
WSTR	LIC	231C	Smyrna	GA 150.9	172.18	94.5	77.68
RADD	ADD	231C0	Smyrna	GA 150.9	172.18	85.5	86.68
WDJCFM	LIC	229C0	Birmingham	AL 219.4	239.38	151.5	87.88
WVFJFM	APP-N	227C0	Manchester	GA 168.1	240.58	151.5	89.08
WVFJFM	APP-N	227C0	Manchester	GA 168.1	240.58	151.5	89.08
WVFJFM	RSV	227C0	Manchester	GA 167.9	241.42	151.5	89.92
WVFJFM	RSV	227C0	Manchester	GA 167.9	241.42	151.5	89.92
WVFJFM	RSV	227C0	Manchester	GA 167.9	241.42	151.5	89.92
AL231	RSV	231A	Gurley	AL 250.4	122.98	30.5	92.48
WZGC.C	CP -N	225C1	Atlanta	GA 150.2	167.39	74.5	92.89

E2B WMPZ

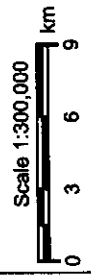
Latitude: 35-07-06 N
Longitude: 085-14-29 W
Channel: 228
Frequency: 93.5 MHz

UNIFORM MAXIMUM CLASS A
70 DBU (16.2 KM) FROM
WMPZ 228A REFERENCE POINT

NOTE THAT A MAXIMUM
CLASS A TERRAIN BASED
CONTOUR AT EXISTING
TOWER #1042155
N35-07-33 W85-17-25
OWNED BY PROPONENT
(BREWER BROADCASTING OF
CHATTANOOGA) PROVIDES
A 70 DBU OVER THE COMMUNITY
AS WELL IN ACCORDANCE WITH
WOODSTOCK AND BROADWAY, VA.

WJTT WMPZ

HARRISON, TN CITY BOUNDARIES



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